1948-49 File No 206-48
(MR) Serial Nos 1,2

Previous References

Later References

Serial Nos Two

Part B for May 49

P-18
E

Subject

Exempting the Dye House of the Badanavalu Spinning Circle at Nanjangud from ~~the~~ payment of the license fee under the Offensive Trade Tax Byelaws

To The D C Mysore Dt.
Addl Director of Industries & Commerce in Mysore
" Prsdt T M C Nanjangud
" Comptroller to Govt

G O No L 13184-7/D 12-5-49

Sanctions

LKSe

App F 112

Genc al and Revenue Secretariat | The File No | of 194 8

Serial No

D 2776
The

Letter No B2-49 Dated 30 11 48
from the Asst Dn of the
States that the Nangangud Town
Municipal Land classified the
first Dye House at Nangangud as
Offensive Trade and levied an Offensive
Trade Tax of Rs 5/- p a therein and
requests sanction of Govt for exemption
the legt of the tax levied for the reasons stated
1) It is reported that the Nangangud
Town Municipality have classified the
first Dye House at Nangangud
under Offensive Trade on the ground
that it detrimental to the general
Health the locality by reason of
creating foul atmosphere and have
consequently levied an Offensive Trade
Tax of Rs 5/- p a The tax is stated to
amount to Rs 15/- and payable since
1944-45 The Municipality are not
reported to be willing to waive
their claim for the tax and to exempt
the Dye House which is also a great concern
from the legt of the tax
2) The Asst Dn has therefore sought
the orders of Govt
3) Submit for orders whether Municipal
branch may be consulted if this concession
can be extended
Sec Leg Tax

4446
Ml

SECY DEV L T 7 DEC 19 8 RE COVT OF MA

Note — Contn Sheet

4446/L ✓ 6542/L

File No of 194

General and Revenue Secretariat

Serial No

5) Submit with a draft letter for appl
14/12

6) Issue
7/1/50

To the Dy Comm, Mysore Dt
No L7363 dt 5-1-49
Calls for his opinion

Letter No D3 3246/48-49 dt 22-12-49 from the Dy Comm, Mysore Dt, stating that the Nanjangud Town mcl has resolved that the Dye House may be exempted from payment of the license fee under the Offensive Trade Tax Bye-laws, since it is a Govt Concern

7) Submit for perusal & orders
29/1

8) Please put up a draft GO sanctioning the exemption recommended for consideration

Pr 31 3 49

9) Submit with a draft GO for appl
31/3 Pr 14 49

10) Pl put up a copy of the bylaws in force re. to Dangerous & Offensive trades in Nanjangud Town

Pr 1/4/49

11) Submit with a draft letter calling for a copy of the above Bye-laws from the Pdt, Town mcl, Nanjangud
5/4 Pr 6-4-49

12) Issue
Issued 11 5688 dt 11/4/49

WD 02853—GPB—30 000—11 5 48

654 20 7955/L

Letter No H c 97/48 dt 14-4-49 from the Pdt. Town mc cc, Nanganallur forwarding a copy of the Byelaws relating to the Dangerous and Offensive Trades which are in force in the mcly.

(3) Submit with reference to Para 10 infra

Illegible 20/4

(4) The draft bye-laws which is self-explanatory may be approved

Genl secy 29 4 49

Minister (L S G) 30/4/49

2/5/49

mc 7/5/49

4446/M 13/12 2726

Government of Mysore

Office of the Additional Director
of Industries & Commerce in Mysore,
Bangalore, Dated the 27th 30th Novr 48

No B2-49/47-8

SECY DEV DEPT 30 NOV 1948 GOVT OF MYSORE

The Secretary to the Government of Mysore,
Development Department, Bangalore

Sir,

Subject Offensive Trade Tax for Nanjangud Dye House of the Badanval Spinning Circle

I have the honour to state that the Manager, Badanval Spinning Circle reports in his letter No 485 dated 8-8-1947 that the Municipal Council, Nanjangud, have classified, Tanning, Button-Making, Paper-Making, Dyeing and Printing Industries as "~~Offensive Trade~~ Offensive Trades" in the sense that these trades are detrimental to the general health of the locality by reason of creating a foul atmosphere They have therefore levied an Offensive Trade Tax of Rs 5/- per year for the years 1944-45, 1945-46 and 1946-47 (Total Rs 15/-) on the Govt Dye House at Nanjangud The President, Town Municipal Council, Nanjangud, was requested to waive the Trade Tax levied on the concern, as the Dye House in Nanjangud is a Government Establishment and may be exempted from the payment of the Tax The President, Town Municipal Council has informed in his letter No O C 156/48-9 dated 6-11-1948 that the Offensive Trade Tax cannot be exempted as per rules in force and has also sent the proceedings of the Municipal Council meeting held on 29-9-1948, copy of which is enclosed herewith for kind information of Government

The Dye House at Nanjangud is situated in a remote end of the town and can scarcely be said to cause any unhealthy atmosphere in any way affecting the people of the town I, therefore, request for orders of Government for kindly exempting the payment of the Offensive Trade Tax levied by the Municipal Council, Nanjangud on the Government Dye-House

Yours faithfully,

RA-3)

~~FOR~~ ADDITIONAL DIRECTOR

హైదరాబాదు జిల్లా మంత్రి శ్రీ వి. నివాస్ గారి తేదీ 29-9-48 నాడు బుధవారం సాయంత్రం 5-30 గంటలకు నిజాం కళాశాల ప్రాంగణంలో జరిగిన సభలో మాట్లాడుతూ

శ్రీమాన్ వి. రామారావు

Present

బడవర్గాల బక్కాడ మాట్లాడినట్లు గిర్నిమీంద్ నీ సంబంధ రక్షణ చదువుతుంటే నేను శ్రీ ~~[illegible]~~ జి. చదువుతున్నప్పుడు రాయబడి రికార్డు ఉపయోగించి రెజిస్టర్ పోస్టుద్వారా నెం. B2-49/47-48 తేదీ 3-9-48 నాడు పంపబడు లేఖను చదువుతారు

Secretary
Director
[illegible]

Present

శ్రీ మహమ్మద్ అలీ రజ్వీ గారు నిజాం రాష్ట్ర రక్షణ కొరకు ఏర్పాటు చేసిన సంస్థకు లేఖ వ్రాస్తున్నారు.

sd) B N S Aradhya

"True Copy"
sd) T V Ramachandrakar
for president

L7363
Endt one 9 5-1-49

To The Dy Comm, Mysore Dt

Sir,

I am directed to forward herewith a copy of letter No P02-49/47-8 dt 27/30-11-48 received from the Additional Director of I & C, Bangalore, in regard to the levy of offensive trades tax on the Dye House at Nanjangud and to request you to furnish your opinion in the matter at an early date

Yours faithfully
for [illegible]
[illegible] for secy to Govt
GL Deptt

C F No 461,

GOVERNMENT OF MYSORE

No D3 3246/48-49
Encls.

OFFICE OF THE DEPUTY COMMISSIONER.
MYSORE DISTRICT, MYSORE.

Date 22nd February, 1949.

To

Janab Mir Safdar Hussain, B A.,
Secretary to Government of His Highness
the Maharaja of Mysore, General Department,
Bangalore.

Sir,

SUB: Offensive Trade Tax for Nanjangud Dye House of the Badanaval Spinning Circle

****

With reference to your Letter No.L.7363 dated 5 1 49 on the above subject, I have the honour to state that the President, Town Municipal Council, Nanjangud has reported that the subject was placed before the Municipal Council on 3/2/49 and that it was resolved that the Dye House may be exempted from payment of the license fee under the Offensive Trade Tax Bye-laws, since it is a Government Concern copy of the Municipal Council Resolution is herein enclosed for kind perusal of Government

Yours faithfully,

DEPUTY COMMISSIONER
MYSORE DISTRICT

MLN:

ಪಂಚಾಯತ್ ಸಭಾ ಕಟ್ಟಡ ಪೂರ್ಣಗೊಂಡಿದೆಯೆ ಇಲ್ಲವೆ ಪರಿಶೀಲಿಸಿದಲ್ಲಿ ಸಭೆಯ ತೀರ್ಮಾನ ಪುಸ್ತಕದಲ್ಲಿ ದಾಖಲಿಸಿದ್ದಾರೆ ಹಾಗೂ ಸಭೆಯ ಕಾರ್ಯಸೂಚಿ ಪ್ರಕಾರ ಸಂಜೆ 5-30 ಗಂಟೆಯಿಂದ ಪ್ರಾರಂಭವಾದ ಅಧ್ಯಕ್ಷರ ಚುನಾವಣೆಯಲ್ಲಿ ಮಾನ್ಯ ಸದಸ್ಯರು ಹಾಜರಿದ್ದರು.

presenteeism 10 Absent .10

6) ಸಂಖ್ಯೆ ಸಕಂ ಆಂ ಸಭಾ ಸಭಾಂಸಿ ಕಿ ಅಧಿಸೂಚನೆ ಪ್ರಕಾರ ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳ ಚುನಾವಣೆಗಳು ಕೆ.ಪಿ.ಆರ್ ಕಾಯಿದೆ ಸೆಕ್ಷನ್ 31 ಪ್ರಕಾರ ಅಧಿಸೂಚನೆ ದಿ 3ಇ 3246/47 ದಿನಾಂಕ 15-1-47 ಪ್ರಕಾರ ಚುನಾವಣೆ ನಡೆಯಿತು

ಇದು ಹೊಸ ಸೇರ್ಪಡೆ ಆದ Bye-house ಆಗಿರುವುದರಿಂದ ಇದಕ್ಕೆ ಹಾಕಿರುವ License fee ನ್ನು Exemption ಕೊಡಬಹುದೆಂದು ಪ್ರಕಟಣೆ ಮಾಡಿರುವುದು

Sd/- B N S Aradhya
president

B
Extract

B N S Aradhya
president

L11568 6
1/4/49

To The Pdt, Town Council,
Nanyanghit

Sir,

I am directed to request you to forward immediately for reference a copy of the Byelaws relating to the Dangerous and offensive trades for which are in force in your Mdy

Yours faithfully
[illegible]
for Sl secy to Govt
[illegible] 1/4/49

No He 97 168
One one

From Mh 206 48-1

TOWN MUNICIPAL OFFICE

NANJANGUD 14-4-49

THE PRESIDENT
TOWN MUNICIPAL COUNCIL NANJANGUD

GENERAL & REVENUE SECRET
7955
21 APR

To

SECRETARY TO GOVT OF MYSORE
Date 16/4

The Secretary to Government of Mysore,
General Department,
Bangalore

Sir

With reference to your letter No L 11568/11-4-49,

I have herewith enclosed a copy of the Bye-Laws relating to the Dangerous and Offensive Trades which are in force in this Municipality for your kind perusal

Yours faithfully,
B N Aradhya
President,
Town Municipal Council,
Nanjangud

BYE LAWS RELATING TO DANGEROUS AND OFFENSIVE TRADES IN THE TOWN OF NANJANGUD UNDER SECTION 48 (1) (b) (iii) AND SECTION 158 of the MYSORE TOWN MUNICIPALITIES ACT OF 1933

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1 These bye-laws are called "The Dangerous and Offensive Trade bye-laws

2 In these bye-laws unless there is something repugnant in the subject or context -

A- "Dangerous Trade" means the business or storing for sale -
2 Fire Wood
3 Hay, straw, or any ~~cured~~ dried fooder for cattle 3 Coal, Charcoal
4 Kerosene oil in godown 5 Petrolium in tanks 6 Kerosene oil in tanks 7 Petrolium in godowns 8 Gun powder, blst-blasting powder, fire works (including patakees, etc 9 Bamboos poles, rafters, reapers, scantling and mats 10 Stone blasting, 11 Calcium crbide in bulk 12 Cotton

B-"Offensive trade" meansthe business of --
1 Boiling or storing offal, blood, bones or rags 2 Storing hides, horns and skins 3 Tanning 4 Dyeing 5 Washing or drying of wool or hair 6 Making or manufacturing of tiles pottery or other earthernware or lime 7 Making or manufacturing of bricks 8 Manufacturing oil by boiling 9 Camphor boiling 10 Soap making 11 Using any place as cart stand 12 Using any place as smithy 13 Stone quarrying

C- "Manager" means the person under whose authority or control or for whose benefit a dangerous or offensive trade is carried on, whether such person is the proprietor of the business or the agent in charge thereof

3 The manager of every place used for the purpose of a dangerous or offensive trade as defined in clause 2 above, shall not use it as such, without obtaining a license from the president wit in a month from the date these bye-laws are brought into force The lincense so granted shall expire on the 30th June of the official year during which it was issued But the currency of a license may be renewed previous to its expiry on payment of further fee, provided always, that where a renewal is applied for as aforesaid the period of its currency shall, whether the application is eventually granted or refused, be deemed to include the interval during which the application was pending disposal

4 The fees leviable on license to carry on dangerous or offensive trade shall be as follows -
a Dangerous trades - 1 for each class of business, Rs 5 per Annuam
B Offensive trade -1 For each class of business Rs 5 Per Annuam
Note -in the case of handmade bricks the license fee shall be Rs 10 for a kind of 100 000 or a fraction thereof

5 No such license will be granted unless the place intended for the purpose is determined to be suitable for the trade to be carried on, without likelihood of causing any danger or nuisance to the persons residing in or resorting to the neighbourhood

6 It shall also be competent for the President, Chief Officer, Sanitary Inspector or a Police Inspector to inspect the premises at any time between sun-rise and sun-set while such premises is kept open for business

7 Every manager shall be bound to furnish to the president or Chief officer whenever called upon to do so, such statistics as to show the quantity of goods received, stored, manufactured and sold or exported by him

8 In case of dangerous trades i Every manager shall so store his goods asto admit of free ingress for the removal of the goods and for quenching firs
II He shall not cause or suffer any ~~ii~~ cover made of combustible materia to be erected or placed over or adjoining any such goods
iii He shall at all times keep the premises clean and dry to the satisfaction of the President or the Chief Officer
iv He shall ~~fax~~ not allow smoking or introduction of fire or open light into the premises mentioned in bye-law 2(a) and he shall always store

sufficient quantity of water and sand to quench fire

v He shall carry on the trade in such a way as not to make the premises a source of danger or nuisance to the persons residing in or resorting to the neighbourhood

vi He shall comply with any requisition from the President or the Chief Officer contained in a notice, for the total or partial removal from the premises of the aforesaid goods or the removal of any other combustible materials not xxxxxx intended for sale or for rectifying any error or omission in attending to the above provisions

9 In case of offensive trade as defined in bye-law 2 (b) -

i Every manager shall confine his trade to be carried on strictly in the place shown in the license

ii He shall cause all materials received for the purpose of his trade to be stored when not required for immediate use in such manner as to prevent the omission of noxious or injurious effluvia therefrom

iii He shall adopt the best practicable means of rendering all vapours emitted during the process of the trade innocuous, either by proper ventilation or other suitable means or as may be directed by the president or the Chief Officer

iv He shall keep the floor of the premises in good order and repair so as to prevent the absorption of any liquid, filth or refuse or any noxious or injurious matter which may fall or be deposited thereupon

v He shall provide the premises with proper drains and shall always keep them in good order

vi He shall cause the premises to be kept clean at the close of every working day

vii He shall not allow any refuse or waste matters not intended for any further process of the trade which are likely to be a source of danger or nuisance to be deposited in or around the premises, but shall have them removed daily to a place approved by the President or Chief officer especially set apart for the purpose

viii He shall adopt such other precautions as are necessary to minimise danger or nuisance to the public from the use to which such premises are put

ix He shall comply with any requisition from the president or the Chief officer contained in a notice or rectifying any error or omission in attending to the above provisions and for promoting the health of the persons employed in such trades

x The president shall have power to suspend or withdraw the license granted for a dangerous or offensive trade whenever he deems a course necessary in the interests of the convenience and safety to the public, generally, or of the premises covered by such license or whenever the conditions of the license are infringed in any manner

xi The license to be granted for dangerous and offensive trades shall be in the following form and shall be subjected to such conditions as noted therein

Nanjangud Town Municipality,
License to carry on Dangerous and Offensive Trade

No Fee Rs

Date-- License No

Granted under the provisions of the Bye-laws framed under Section 48(1) (1) (b) (iii) and xxx section 158 of the Town Municipalities Act of 1933, subject to the undermentioned conditions

To

For

At Premises No in division for the year ending 30th June

T. McC. Pleasants

President,
Town Municipal Council, Nanjangud

Condition

1 The license shall be in force for a period of one year It shall expire on 30th of June of the year for which it was granted but the currency of license may be renewed previous to its expiration on payment of a further fee, provided always that where a renewal is applied for as aforesaid, the period of its currency shall, whether the application is eventually granted or refused, be deemed to include the interval during which the application was pending disposal,

2 The license it not transferable

3 The license ~~or xir~~ shall strictly obey all rules and bye-laws of the Municipality framed in this behalf

4 Any breach of such rules or bye-laws will entail the suspension or withdrawal of the license and prosecution of the offender under section 158 (2) of the Town Municipalities Act of 1933

The President shall have power to sanction prosecutions under these bye-laws

G Ramachandra Rao
Sd/for~~xx~~/Secretary to Government,
Law Department

Proceedings of the Government of His Highness

The Maharaja Of Mysore

Read -

Letter No-D 3 -CI717/43-44 dated the 27th December 1943 from the Deputy Commissioner, Mysore District, requesting sanction to the draft bye-laws framed by the Nanjangud Town Municipal Council, under section 43 (1) (b) (iii) and section 153 of the Mysore Town Municipalities Act of 1933, regarding the regulation of Dangerous and Offensive Trades in the Municipality

[illegible] directed
[illegible] in the matter.

Circular [illegible], dated, [illegible], the [illegible]

[illegible] to this circular are approved

[illegible]
[illegible] Secretary to Government,
[illegible] Department
Office of the Deputy Commissioner,

[illegible]
[illegible]

[illegible]

Copy of the foregoing together with a copy of its enclosure is forwarded to the President, Municipal Councils, [illegible] for information and necessary action.

Sd/ M Narasimhaiah
For Deputy Commissioner,
Mysore District.

C o p y.

B N J [illegible]
President,
[illegible] Municipal Council,
[illegible]

[illegible]

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 19 5 19 49

Signed by Sri G R Rao

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

6 copies

Section MR

File No 206-48

Serial No 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read Letter no B2-49/47-48 & 27/30-11-1948 from the Additional Director of Industries and Commerce in Mysore, stating that the Nanjangud Town Council have classified the Dye House of the Badanval Spinning Circle at the place as an "Offensive Trade" ~~Order thereon No~~ in the sense that this trade is detrimental to the general health of the locality by reason of creating a foul atmosphere & that they have levied an Offensive Trade License fee ~~Fee~~ of Rs 5 P a ~~each~~ ~~Bigger~~ ~~fee~~ the f

years 1944-45, 1945-46 & 1946-47 and

requesting that the Dye House in question which may be exempted from payment is a Govt Concern

the said ~~tax~~ fee, as it is situated at a remote end of the town and can scarcely be said to cause any unhealthy atmosphere ~~in any way~~ affecting the people of the Town

2. Letter no. D3-3246/48-49, 22-2-49 from the Dy Comm, Hyderabad, stating that the Nanganur Town Mch have, at their meeting held on 3-2-49 resolved that the Dye House may be exempted from payment of the license fee under the Offensive Trade Tax Bye-laws, since it is a Govt Concern and requesting sanction thereto

List of Enclosu:

Order no. L 13184-7/HL 206-48-2 12/5/49

Govt are pleased to direct that the Dye House at Nanganur be exempted from payment of the licensing fee under the bye-laws for regulating the trades (b) to the Town under Sec-61 (b) of the Town Police Act 1933

Copied by

Examined by

WD 03696—GPB—30,000—2 2 40

The Addl. Town mncl, Nanyanlut is requested to include this exemption in ~~the list of exemptions noted in the Schedule~~ the tele-laws in force in this behalf

for Secy to Govt
Mb GL Deptt
30/4/49

To The Dy Commr, Mysore Dt
The Addl Director of Inc
The Addl. Town mncl, Nanyanlut
Comptroller
Copy to the Inc Branch

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

READ:-

Letter No B2-49/47-48 dated 27/30th November 1948 from the Additional Director of Industries and Commerce in Mysore, stating that the Nanjangud Town Municipal Council have classified the Dye House of the Badanval Spinning Circle at the place as an "Offensive Trade" in the sense that this trade is detrimental to the general health of the locality by m reason of creating a foul atmosphere and that they have levied an Offensive Trade License fee of Rs 5/- per annum for the years 1944-45, 1945-46 and 1946-47 and requesting that the Dye House in question which is a Government Concern may be exempted from payment of the said fee as it is situated at a remote end of the town and can scarcely be said to cause any unhealthy atmosphere affecting the people of the town.

2. Letter No D3 3246/48-49 dated 22nd February 1949 from the Deputy Commissioner, Mysore District, stating that the Nanjangud Town Municipal Council have at their meeting held on 3rd February 1949 resolved that the Dye House may be exempted from payment of the license fee under the Offensive Trade Tax Byelaws, since it is a Government concern and requesting sanction thereto

ORDER NO L 13184-7 | MU 206-48-2

Dated, Bangalore, the 12-5-49

Government are pleased to direct that the Dye House at Nanjangud be exempted from payment of the license fee levied under the byelaws for regulating Offensive Trade in the Town under the proviso (d) to Section 61(b) of the Mysore Town Municipalities Act, 1933 The President, Town Municipal Council, Nanjangud, is requested to include this exemption in the byelaws in force in this behalf

for General Secretary to Government

To

The Deputy Commissioner, Mysore District.
" Additional Director of Industries and Commerce in Mysore
" President, Town Municipal Council, Nanjangud
" Comptroller to Government